PATENT

Docket No.: 2253/570

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant	:	Pessolano et al.	)	Examiner:
			)	Frank D. Mills
Serial No.	:	10/572,620	)	
			)	Art Unit:
Cnfrm. No.	:	7666	)	2176
			)	
Filed	:	March 17, 2006	)	
			)	
For	:	PHASED OFFLOADING OF CONTENT	)	
		INFORMATION	)	
			)	

## PETITION TO REVIVE UNINTENTIONALLY ABANDONED APPLICATION PURSUANT TO 37 CFR § 1.137(b)

## **Mail Stop Petition**

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

## Dear Sir:

Pursuant to 37 CFR § 1.137(b), applicant hereby petitions to revive an application unintentionally permitted to go abandoned. The failure to respond by the statutory deadline was a direct result of a docketing error.

Accompanying this petition is the filing of a continuing application under 37 CFR § 1.53(b), which satisfies the requirement of 37 CFR § 1.137(b)(1) and (c) for a reply to a non-final action in a nonprovisional application abandoned for failure to prosecute.

In compliance with 37 CFR § 1.137(b)(2), submitted herewith is the \$1620.00 petition fee pursuant to 37 CFR § 1.17(m). Please charge any additional necessary fees or credit any overpayment to Deposit Account No. 14-1138.

The undersigned states that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 CFR § 1.137(b)(3) was unintentional.

No terminal disclaimer is required under 37 CFR §§ 1.137(b)(4), 1.137(d) since this utility application was filed on or after June 8, 1995.

Respectfully submitted,

Dated: April 11, 2011 /Joseph M. Noto/

By: Joseph M. Noto

Registration No. 32,163

Nixon Peabody LLP 1300 Clinton Square Rochester, New York 14604-1792

Telephone: (585) 263-1601 Facsimile: (585) 263-1600